

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF TEXAS
FORT WORTH DIVISION**

HERBERT JOHN MILLER,

Plaintiff,

V.

Civil Action No. 4:17-cv-00847-O

**SS HOSPITALITY GROUP, LLC, d/b/a
LANDMARK BAR AND KITCHEN,
et al.,**

Defendants.

**ORDER ACCEPTING FINDINGS, CONCLUSIONS, AND RECOMMENDATION
OF THE UNITED STATES MAGISTRATE JUDGE**

The United States Magistrate Judge made findings, conclusions, and a recommendation in this case. No objections were filed, and the Magistrate Judge's recommendation is ripe for review. The District Judge reviewed the proposed findings, conclusions, and recommendation for plain error. Finding none, the undersigned District Judge is of the opinion that the Findings and Conclusions of the Magistrate Judge are correct and they are accepted as the Findings and Conclusions of the Court.

Accordingly, it is **ORDERED** that the Defendant Charles Rogers's Motion to Dismiss Plaintiff's Second Amended Complaint (ECF No. 23) is **GRANTED**. Plaintiff's claims against Defendant Rogers are **DISMISSED with prejudice**.

It is further **ORDERED** that Defendant Charles Rogers's Motion to Stay Discovery (ECF No. 23 at 15–19) is **DENIED** as moot.

SO ORDERED on this **20th** day of **June, 2018**.


Reed O'Connor
UNITED STATES DISTRICT JUDGE